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WESTERN DISTRICT OF WASHINGTON DEPUTY
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09-CV-00114-ORD

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

08 BRIAN K. JOHNSON,) CASE NO. C09-0114-JLR
09)
10 Petitioner,)
11)
12 v.) ORDER DISMISSING § 2254
13) PETITION WITHOUT PREJUDICE
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22)
Respondent.

14 The Court, having reviewed the petition for writ of habeas corpus, the Report and
15 Recommendation of Mary Alice Theiler, United States Magistrate Judge, and the remaining
16 record, does hereby find and Order:

- 17 (1) The Court adopts the Report and Recommendation;
18 (2) Petitioner's federal habeas petition (Dkt. 7) is DISMISSED, without prejudice,
19 for failure to identify any ground for relief;
20 (3) Petitioner's motion to amend his petition to add defendants (Dkt. 14) is
21 STRICKEN as moot; and
22 (4) The Clerk is directed to send copies of this Order to petitioner, to counsel for

01 respondent, and to Judge Theiler.

02 DATED this 7th day of July, 2009.

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04 JAMES L. ROBART
05 United States District Judge
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